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12  
13 **UNITED STATES DISTRICT COURT**  
14 **NORTHERN DISTRICT OF CALIFORNIA**  
15 **SAN FRANCISCO DIVISION**

16 Michael Katz-Lacabe and Dr. Jennifer  
Golbeck, on behalf of themselves and all  
17 others similarly situated,

18 Plaintiffs,

19 vs.

20 ORACLE AMERICA, INC., a corporation  
organized under the laws of the State of  
21 Delaware,

22 Defendant.  
23

Case No. 3:22-cv-04792-RS

**STIPULATION AND [PROPOSED] ORDER  
TO EXTEND CASE DEADLINES**

Judge: Hon. Richard Seeborg

Date Action Filed: August 19, 2022  
Trial Date: None set

24  
25 Pursuant to Civil Local Rule 6-2(a), Plaintiffs Michael Katz-Lacabe and Dr. Jennifer  
26 Golbeck ("Plaintiffs") and Defendant Oracle America, Inc. ("Oracle"), by and through their  
27 attorneys of record, stipulate as follows:

28 WHEREAS, on November 17, 2023, Plaintiffs filed the Second Amended Complaint

1 (“SAC”) (ECF No. 87);

2 WHEREAS, on December 22, 2023, Oracle filed a motion to dismiss the SAC (“Motion”)  
3 (ECF No. 88);

4 WHEREAS, on March 18, 2024, the parties completed briefing Oracle’s Motion (ECF No.  
5 101);

6 WHEREAS, the hearing on the Motion is scheduled for March 28, 2024 (ECF No. 95);

7 WHEREAS, the parties met and conferred on March 21 and 22, 2024, and have agreed to  
8 formally mediate this matter and agree that an extension of the class certification schedule will  
9 facilitate that process;

10 WHEREAS, the parties acknowledge and agree that they may seek a further extension of  
11 the class certification schedule if circumstances so warrant;

12 WHEREAS, Plaintiffs’ motion for class certification and class expert reports are currently  
13 due on or before May 1, 2024, Oracle’s opposition thereto and expert reports are due on or before  
14 June 25, 2024, and Plaintiffs’ reply in support and rebuttal expert reports, if any, are due on or  
15 before July 23, 2024, with the motion to be heard on August 8, 2024 (ECF No. 83);

16 WHEREAS, the parties agreed, in light of the foregoing, to extend the deadline for Plaintiffs  
17 to file their motion for class certification (Declaration of Michael W. Sobol (“Sobol Decl.”) ¶¶ 4–  
18 5);

19 WHEREAS, the parties have previously stipulated five times to extend deadlines in this  
20 case (ECF Nos. 21, 50, 52, 59, 82), each of which the Court approved (ECF Nos. 22, 51, 53, 60,  
21 83) (Sobol Decl. ¶ 6);

22 NOW THEREFORE, the parties hereby stipulate and agree, subject to the approval of the  
23 Court, that:

24 1. Plaintiffs shall file their motion for class certification and class expert reports on or  
25 before October 1, 2024;

26 2. Oracle shall file its opposition to Plaintiffs’ motion for class certification and class  
27 expert reports on or before November 26, 2024;

3. Plaintiffs shall file any reply to Oracle's opposition and rebuttal class expert reports, if any, on or before December 23, 2024; and

4. Plaintiffs shall notice their motion for class certification on January 16, 2025, at 1:30 p.m., or on a date or time otherwise directed by the Court.

Dated: March 25, 2024

**MORRISON & FOERSTER LLP**

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*Oracle America, Inc.*

Dated: March 25, 2024

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By: /s/ Michael W. Sobol

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*Attorneys for Plaintiffs*

*Michael Katz-Lacabe and Dr. Jennifer  
Golbeck*

**ATTESTATION**

Pursuant to Civil Local Rule 5.1 regarding signatures, I attest that concurrence in the filing of this document has been obtained from the other signatories

Dated: March 25, 2024

By: /s/ Michael W. Sobol  
Michael W. Sobol

**[PROPOSED] ORDER**

Pursuant to the parties' stipulation, the Court hereby orders that:

1. Plaintiffs shall file their motion for class certification and class expert reports on or before October 1, 2024;
2. Oracle shall file its opposition to Plaintiffs' motion for class certification and class expert reports on or before November 26, 2024;
3. Plaintiffs shall file any reply to Oracle's opposition and rebuttal class expert reports, if any, on or before December 23, 2024; and
4. Plaintiffs shall notice their motion for class certification on January 16, 2025, at 1:30 p.m., or on a date or time otherwise directed by the Court.

**IT IS SO ORDERED.**

Dated: March \_\_\_\_, 2023

\_\_\_\_\_  
U.S. District Court Judge Richard Seeborg